IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
WRIT PETITION NO.1310 OF 2005

The Commissioner of Income Tax ..Petitioner
Vs.
The Income Tax Settlement
Commission & Ors. ..Respondents

Mr.B.M.Chatterji with P.P.Bhosle for the Petitioner.
Dr.Devi Pal, Senior Advocate and Moloy Dhar
with Sashi Tulsiyani i/b.Ms.Madhavi Tavanandi
for Respondent No.2.
Dr.K.Shivram i/b. Ajay Singh for Respondent No.3.

CORAM :- DR.S.RADHAKRISHNAN &
J.P.DEVADHAR,JJ.

DATE : 5TH FEBRUARY,2007

P.C.

1. Heard the learned Counsel for the parties. In the above, the Petitioner is challenging the order dated 27th March,2003 passed by the Settlement Commission. There is no dispute as of date that the Settlement Commission had substantially proceeded with the above matter with regard to the final disposal. In view thereof, we are not inclined to entertain in this Petition at this belated stage. However, we make it clear that the Petitioner is entitled to raise all the contentions raised in this Petition, before the Settlement Commission. Under the facts and circumstances of the case, Writ Petition stands dismissed.

(J.P.DEVADHAR,J.) **(DR.S.RADHAKRISHNAN,J.)**